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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

A SADEM

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

09/359,593
JULY 23, 1999
Nguyen, Quang
Robert I. Garver
1636
JHV-009.01

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

1.									1	
١.	Subn	missio	n required under 37 C.F.	R. § 1.114						
	a. 🔲 F	Previo	usly submitted							
	1. [ii. [iii. [Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on							D	
			ed endment/Reply davit(s)/Declaration(s)					RECEIVE	3	
	iii. [Info	ormation Disclosure State er	ement (IDS)				TECH CENTER 160	0 290	
2.	Miscella									
2	a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period ofmonths. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) b. Other									
3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.										
a. 🔀 The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.06-1448										
i. RCE fee required under 37 C.F.R. § 1.17(e) ii Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) iii. Other Any other fee which is required for this submission b. Check in the amount of \$375.00 for RCE and \$985.00 for Extension of Time enclosed										
	c. 📗 P	ayme	nt by credit card (Form P	TO-2038 enclosed)						
			SIGNATURE C	F APPLICANT, A	TTORNEY, OR	AGENT REQU	IRED		· 	
Name	(Print /Typ	pe)	Gillian M. Fenton	4	Registrati	on No. (Attorne	ey/Agent)	36,508		
Signat	ture		Miliall!	tentim	Date	July 1, 2	2003			
CERTIFICATE OF MAILING OR TRANSMISSION										
envelop	y certify that be addressed and Tradem	ed to: N	orrespondence is being deportant Stop RCE Commission fice on:	osited with the US Po er For Patents, P.O.	ostal Service as Ex Box 1450, Alexand	press Mail Num ria VA 22313-145	ber EV 32776 50, or facsimil	02875 US mail in an le transmitted to the U.S.		
Name	(Print /Typ	pe)	Kristen M. Williams							
Signat	ure	-	Milia		Date	July 1, 2003				

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer. U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Alexandria, VA 22313-1450

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Nguyen, Quang

Group Art Unit: 1636

Docket No.: JHV-009.01

24/0 Tula 1/14/05

In re the application of: Garver et al

Serial No.: 09/359,593

Filed: July 23, 1999

For: Controlled Release of Bioactive Substances

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail Number EV 327702875 US in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

July 1, 2003

Date of Signature and Mail Deposit

Kristen M. Williams

RESPONSE AND AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This response is being filed in the above referenced application together with a petition for five month Extension of time and the appropriate fees therefor. A Request for Continued Examination (RCE) is being filed concurrently.

The Commissioner is hereby authorized to credit any overpayment or charge any deficiencies to Deposit Account Number 06-1448, Reference JHV-009.01.